

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

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SENATE BILL 188

Short Title: Adjust Cap on Turnpike Projects. (Public)

Sponsors: Senators Rabon, Meredith, Ford (Primary Sponsors); and Lee.

Referred to: Rules and Operations of the Senate.

March 9, 2015

A BILL TO BE ENTITLED

AN ACT TO REMOVE THE CAP ON THE NUMBER OF TURNPIKE PROJECTS THE
TURNPIKE AUTHORITY MAY STUDY, PLAN, DEVELOP, AND UNDERTAKE
PRELIMINARY DESIGN WORK ON; TO INCREASE THE CAP ON THE NUMBER
OF TURNPIKE PROJECTS THE TURNPIKE AUTHORITY MAY DESIGN,
ESTABLISH, PURCHASE, CONSTRUCT, OPERATE, AND MAINTAIN; AND TO
PROVIDE THAT THE VARIOUS SEGMENTS OF THE TRIANGLE EXPRESSWAY
PROJECT CONSTITUTE ONE PROJECT.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 136-89.183(a)(2) reads as rewritten:

"§ 136-89.183. Powers of the Authority.

(a) The Authority shall have all of the powers necessary to execute the provisions of this Article, including the following:

...

(2) To study, plan, develop, and undertake preliminary design work on ~~up to nine~~ Turnpike Projects. At the conclusion of these activities, the Turnpike Authority is authorized to design, establish, purchase, construct, operate, and maintain no more than eleven projects, which shall include the following projects: following:

a. Triangle Expressway, including segments also known as N.C. 540, Triangle Parkway, and the Western Wake Freeway in Wake and Durham Counties. The described segments constitute ~~three projects.~~one project.

b. Repealed by Session Laws 2013-183, s. 5.1, effective July 1, 2013.

c. Monroe Connector/Bypass.

d., e. Repealed by Session Laws 2013-183, s. 5.1, effective July 1, 2013.

Any other project proposed by the Authority in addition to the projects listed in this subdivision requires prior consultation with the Joint Legislative Commission on Governmental Operations pursuant to G.S. 120-76.1 no less than 180 days prior to initiating the process required by Article 7 of Chapter 159 of the General Statutes.

With the exception of the four projects set forth in sub-subdivisions a. and c. of this subdivision, the Turnpike projects selected for construction by the Turnpike Authority, prior to the letting of a contract for the project, shall meet the following conditions: (i) two of the projects must be ranked in the top 35 based on total score on the Department-produced list entitled



1 "Mobility Fund Project Scores" dated June 6, 2012, and, in addition, may be
2 subject to G.S. 136-18(39a); (ii) of the projects not ranked as provided in (i),
3 one may be subject to G.S. 136-18(39a); (iii) the projects shall be included
4 in any applicable locally adopted comprehensive transportation plans; (iv)
5 the projects shall be shown in the current State Transportation Improvement
6 Program; and (v) toll projects must be approved by all affected Metropolitan
7 Planning Organizations and Rural Transportation Planning Organizations for
8 tolling.

9 f. Repealed by Session Laws 2008-225, s. 4, effective August 17, 2008.
10 Any other project proposed by the Authority in addition to the projects listed
11 in this subdivision must be approved by the General Assembly prior to
12 construction.

13 A Turnpike Project selected for construction by the Turnpike Authority shall
14 be included in any applicable locally adopted comprehensive transportation
15 plans and shall be shown in the current State Transportation Improvement
16 Plan prior to the letting of a contract for the Turnpike Project.

17"

18 **SECTION 2.** This act is effective when it becomes law.